

be established through a notice published in the **Federal Register**. Beginning in FY 1996, the normal maximum amount is \$50,000. Unless otherwise provided by law, if the Director determines that exceptional circumstance warrant, the Director, consistent with the policy direction of the Board, may award a conservation grant which obligates an amount in Federal funds in excess of the normal maximum award. IMS may establish a maximum award level for exceptional project grants for a particular fiscal year through information made available in guidelines or other material distributed to all applicants.

\* \* \* \* \*

3. Section 1180.17 is revised to read as follows:

**§ 1180.17 Reports.**

In its final reports a grantee shall briefly detail how the expenditure of the grant funds has satisfied the proposed use of the funds as stated in its General Operating Support application or has accomplished the proposal as set forth in its application and has served the purpose of the Act as reflected in the applicable evaluation criteria in § 1180.14.

Section 1180.35 is amended by revising paragraphs (a) and (b) to read as follows:

**§ 1180.35 Group applications.**

(a) Eligible museums may apply as a group for a project grant.

(b) If a group of museums applies for a grant, the members of the group shall either:

(1) Designate one member of the group to apply for the grant; or

(2) Establish a separate, eligible legal entity, consisting solely of the museum group, to apply for the grant.

\* \* \* \* \*

**§ 1180.40 [Reserved]**

5. Section 1180.40 is removed and reserved.

6. Section 1180.41 is amended by revising paragraph (a) to read as follows:

**§ 1180.41 The cost analysis; basis for grant amount.**

(a) Before the Director sets the amount of a grant, a cost analysis of the project is made which involves an examination of:

(1) The cost data in the detailed budget for the project;

(2) Specific elements of cost; and

(3) The necessity, reasonableness, and allowability under applicable statutes and regulations.

\* \* \* \* \*

7. Section 1180.45 is amended by revising the heading and paragraph (a) to read as follows:

**§ 1180.45 Use of consultants.**

(a) Subject to Federal statutes and regulations, a grantee shall adhere to its general policies and practices when it hires, uses, and pays a consultant as part of the staff.

\* \* \* \* \*

8. Sections 1180.48 through 1180.50 and 1180.58 are revised to read as follows:

**§ 1180.48 General conditions on publications.**

(a) *Content* of materials. Subject to any specific requirements that apply to its grant, a grantee may decide the format and content of materials that it publishes or arranges to have published.

(b) *Required Statement*. The grantee shall ensure that any publication that contains materials also contains the following statement:

The contents of this (insert type of publication, e.g., book, report, film) were developed in whole or in part under a grant from the Institute of Museum Services. However, the contents do not necessarily represent the policy of the Institute, and endorsement by the Federal Government should not be assumed.

**§ 1180.49 Copyright policy for grantees.**

A grantee may copyright materials in accordance with government-wide policy applicable to copyright of publications developed under Federal grants.

**§ 1180.50 Definition of "materials."**

As used in §§ 1180.48 through 1180.49, *materials* means a copyrightable work developed in whole or in part with funds from a grant from the Institute.

**§ 1180.58 Records related to performance.**

(a) A grantee shall keep records revealing progress and results under the grant.

(b) The grantee shall use the records under paragraph (a) of this section to:

(1) Determine progress in accomplishing objectives; and

(2) Revise those objectives, if necessary, and authorized under the grant.

9. Section 1180.59 is amended by revising paragraph (a) to read as follows:

**§ 1180.59 Applicability.**

(a) Subparts B and C (§§ 1180.30 through 1180.58) apply to General Operating Support assistance, except as otherwise provided in these regulations.

\* \* \* \* \*

10. Section 1180.75 is amended by revising paragraph (d) to read as follows:

**§ 1180.75 Funding and award procedures.**

\* \* \* \* \*

(d) A museum receiving assistance under this subpart must submit a final financial and narrative report that evaluates the success of the assessment and actions taken by the museum as a result of the assessment. IMS may request the report be submitted up to 12 months after the close of the grant period.

(20 U.S.C. 96-969)

\* \* \* \* \*

[FR Doc. 95-5341 Filed 3-3-95; 8:45 am]

BILLING CODE 7036-01-M

**DEPARTMENT OF TRANSPORTATION**

**Coast Guard**

**46 CFR Part 67**

[CGD 94-070]

RIN 2115-AE98

**Facsimile Filing of Instruments**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes to amend its vessel documentation regulations to provide for optional filing of commercial instruments by facsimile, and to establish a filing and recording handling fee for filing instruments by facsimile. The option of filing commercial instruments by facsimile complements the centralization of Coast Guard vessel documentation services. Facsimile filing of commercial instruments is one way in which a centralized vessel documentation center can deliver timely services to distant vessel documentation customers and be responsive to time sensitive matters. Filing commercial instruments by facsimile should further streamline the vessel documentation process.

**DATES:** Comments must be received on or before May 5, 1995.

**ADDRESSES:** Comments may be mailed to the Executive Secretary, Marine Safety Council (G-LRA/3406) (CGD 94-070), U.S. Coast Guard Headquarters, 2100 Second Street SW., Washington, DC 20593-0001, or may be delivered to room 3406 at the same address between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is (202) 267-1477.

The Executive Secretary maintains the public docket for this rulemaking. Comments will become part of this docket and will be available for

inspection or copying at room 3406, U.S. Coast Guard Headquarters, between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant Commander Don M. Wrye, Vessel Documentation and Tonnage Survey Branch; (202) 267-1492.

#### **SUPPLEMENTARY INFORMATION:**

##### **Request for Comments**

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written data, views, or arguments. Persons submitting comments should include their names and addresses, identify this rulemaking (CGD 94-070) and the specific section of this proposal to which each comment applies, and give the reason for each comment. Please submit two copies of all comments and attachments in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. Persons wanting acknowledgment of receipt of comments should enclose stamped, self-addressed postcards or envelopes.

The Coast Guard will consider all comments received during the comment period. It may change this proposal in view of the comments.

The Coast Guard plans no public hearing. Persons may request a public hearing by writing to the Marine Safety Council at the address under **ADDRESSES**. The request should include the reasons why a hearing would be beneficial. If it determines that the opportunity for oral presentations will aid this rulemaking, the Coast Guard will hold a public hearing at a time and place announced by a later notice in the **Federal Register**.

##### **Drafting Information**

The principal persons involved in drafting this document are Lieutenant Commander Don M. Wrye, Project Manager, and C. G. Green, Project Counsel, Office of Chief Counsel.

##### **Background and Purpose**

Significant changes to the vessel documentation program were made in 1988 by Public Law 100-710 (the "statute"). Among other things, the statute added chapter 313 to title 46, U.S. Code, to revise, consolidate, and codify into positive law the ship mortgage laws administered by the Department of Transportation. The statute made certain substantive changes to then-existing law to modernize ship mortgages and the filing and recording process.

The legislative history for the statute is contained in House Report No. 100-

918. That report noted that one of the primary purposes of chapter 313 of title 46, U.S. Code, is to provide third parties with notice of the existence of mortgages and liens. The report further advocates the use of a central computer system to facilitate access to data. The report noted that the "Secretary should also consider allowing private vessel documentation services to submit applications electronically, with appropriate paper document backup for legal purposes \* \* \*". This proposal would implement some of the suggestions the report made concerning office automation and should realize some of the benefits expected to flow from modernization.

On November 15, 1993, the Coast Guard published a final rule revising 46 CFR part 67 implementing the substantive changes made by the statute. The final rule became effective on January 1, 1994.

Under subpart O of the current regulations, instruments to be filed and recorded with the Coast Guard are first submitted to the appropriate port of record. An instrument submitted for filing and recording must be a completed, executed instrument at the time it is submitted. If the instrument submitted meets the minimal requirements for filing, it is filed and stamped with a date and time. If all of the necessary elements for recording the instrument are present when it is filed, it can be promptly recorded. If an instrument is filed but cannot be recorded because of an error or omission, the instrument is deemed "filed subject to termination" and a 90-day window is provided for correction. If corrected within the 90-day period, the instrument may then be recorded with the recording date and time "relating back" to the date and time filed. If the instrument is not corrected within the 90-day period, the filing is terminated and the instrument is returned. In order to preserve the notice purpose of the statute, any instrument filed with the Coast Guard, even if the filing is terminated and the instrument not recorded, is indexed on the vessel's General Index or Abstract of Title (form CG-1332). Allowing for the submission of an instrument by facsimile for filing would not change any of the procedural steps provided in the current regulations. However, the submission of an instrument by facsimile for filing will start the process earlier, resulting in an earlier date and time for filing and recording purposes.

The Coast Guard is proceeding with the consolidation of its 14 regional vessel documentation offices into one central location. This centralization will

conclude the effort begun in 1983 when a number of field offices were consolidated into regional offices. Although most vessel documentation transactions are currently completed by ordinary mail, a number of persons have expressed concern with regard to centralization for those cases where "over-the-counter" service is desired. As an example, some lending institutions will not advance funds under a ship mortgage until assured that the mortgage has been filed and recorded so as to acquire preferred status. In such cases, the Coast Guard documentation officer will verify over the telephone that the mortgage has been filed and recorded and the lending institution will advance funds immediately. The Coast Guard anticipates that the desire for such service will continue. Therefore, the Coast Guard is contemplating further use of office automation technology as part of the centralization effort. One such use of office automation technology is the filing of certain forms and instruments by facsimile. This document proposes amendments to the Coast Guard's regulations to permit optional submission by facsimile of certain forms and instruments for filing.

##### **Discussion of Proposed Rules**

The Coast Guard proposes to add to 46 CFR part 67 a new § 67.219 to provide for filing commercial instruments by facsimile submission. Paragraph (a) of proposed § 67.219 would limit the instruments that could be filed by facsimile submission to those identified as eligible for filing and recording in § 67.200. Those instruments are: bills of sale and similar instruments; deeds of gift; mortgages and assignments, assumptions, supplements, amendments, subordinations, satisfactions, and releases thereof; preferred mortgages and assignments, assumptions, supplements, amendments, subordinations, satisfactions, and releases thereof; interlender agreements affecting mortgages, preferred mortgages, and related instruments; and notices of claim of lien and assignments, amendments, and satisfactions and releases thereof. Paragraph (a) of proposed § 67.219 would also list the facsimile telephone number for the National Vessel Documentation Command to which facsimile submissions may be made. Finally, paragraph (a) of proposed § 67.219 would require that the vessel to which the instrument relates either be currently documented or be the subject of an application for documentation.

In accordance with § 67.203, no instrument will be accepted for filing unless it pertains to a documented vessel or a vessel for which a properly completed application for documentation, redocumentation, or deletion from documentation is filed. The Coast Guard deems an instrument filed contemporaneously with a properly completed application for documentation, redocumentation, or deletion from documentation of the related vessel to meet the requirements of the regulation. Therefore, if the vessel related to the instrument being submitted by facsimile for filing is not a currently documented vessel, a completed application would also have to be submitted by facsimile with the instrument.

Paragraph (b) of proposed § 67.219 would require that the person submitting an instrument by facsimile for filing within 10 days submit the original instrument in duplicate to the National Vessel Documentation Command. One of the duplicate instruments submitted would have to bear original signatures. The 10-day period would begin to run at the time the instrument is received by facsimile at the National Vessel Documentation Command. Since the instrument being submitted by facsimile must be a completed and executed document, the submitter should be able to take it from the facsimile machine, place it in an envelope with the original of any required application and the appropriate fee, and mail the original and a copy to the National Vessel Documentation Command without delay. Thus, the 10-day period is considered a sufficient mailing window. The duplicate submission requirement proposed in paragraph (b) would meet the submission requirement for the filing of all instruments in § 67.209, while obtaining the earlier filing date for those instruments submitted by facsimile. In addition, paragraph (b) of proposed § 67.219 would require that the original of any application required to be submitted by paragraph (a) of this section, which is not already on file, also be submitted to the National Vessel Documentation Command.

Paragraph (c) of proposed § 67.219 would provide that upon receipt of the duplicate instruments and the original of any required application, the date and time of recording of the instrument "relates back" to the date and time that the instrument submitted by facsimile was filed. Provided that the instrument submitted by facsimile for filing meets the minimal requirements for filing, it would be filed at the date and time received by facsimile. The objective of

submitting an instrument by facsimile for filing is to obtain an earlier filing date than could otherwise be acquired. Because the instrument submitted by facsimile is itself filed, the process should work well to meet that objective, even during weekends. For example, if an instrument were submitted by facsimile for filing late Friday evening, it would not be reviewed to ensure that it met the filing requirements until the next regular workday. On a regular weekend that would be the following Monday. On most holiday weekends, that would be the following Tuesday. Therefore, it is possible that an instrument submitted by facsimile for filing would not be reviewed to determine whether it met the minimal filing requirements until as many as four days after it was submitted. However, if the instrument submitted by facsimile does meet the filing requirements, then it would be stamped filed and the date and time of filing would be the date and time received by facsimile. The filing of the instrument would then be indexed on the vessel's General Index or Abstract of Title (form CG-1332). Of course, the 10-day period for submitting the duplicate instruments would also start running on the date the instrument is submitted by facsimile. Therefore, persons submitting an instrument by facsimile for filing must exercise due diligence to ensure that the duplicate instruments required by paragraph (b) arrive within the 10-day period. When the duplicate instruments arrive, they would be compared with the instrument filed by facsimile and, if not subject to termination under paragraph (f) of this section, the instrument would be recorded.

Paragraph (d) of proposed § 67.219 would require that all instruments filed by facsimile be clearly legible as received, that they be originally submitted from 8½-inch by 11-inch paper in not less than 10-point type size, and that they be accompanied by a cover sheet. This requirement would provide for minimum quality control of the instruments submitted by facsimile for filing. In addition, clear legibility of the instrument as received will assist Coast Guard personnel to ensure that the instrument meets minimum requirements for filing and recording pending receipt of the duplicate instruments in accordance with paragraph (b).

Paragraph (e) of proposed § 67.219 would indicate that the facsimile cover sheet required by paragraph (d) should contain the name, address, telephone number and facsimile telephone number of the person submitting the instrument by facsimile, and the number of pages

submitted. This information will assist Coast Guard personnel to verify receipt of the complete instrument and will provide a point of contact should a difficulty arise in facsimile transmission.

Paragraph (f) of proposed § 67.219 would state the conditions upon which the filing of an instrument submitted by facsimile would be terminated. First, if the duplicate instruments required by paragraph (b) are not received within the 10-day period following submission of the instrument by facsimile, the filing is terminated and the instrument submitted by facsimile is returned to the submitter. Second, if there is any variance between the instrument submitted by facsimile and the duplicate instruments required by paragraph (b), the filing is terminated and the instrument submitted by facsimile is returned to the submitter. The provision for termination because of a variance would ensure that the instrument being submitted by facsimile for filing is not being submitted for the purpose of reserving an earlier filing date for a different or amended instrument submitted as the duplicate instruments required by paragraph (b). The instrument being submitted by facsimile for filing must be a complete and executed instrument at the time it is submitted, as is the case for any instrument submitted for filing under Subpart O of the current regulations.

Paragraph (g) of proposed § 67.219 would provide that where the filing of an instrument submitted by facsimile is terminated pursuant to paragraph (f)(3) because of a variance with the duplicate instruments submitted in accordance with paragraph (b), the duplicate instruments would be treated as an original submission for filing. Provided this instrument meets the minimal requirements for filing, it would be filed but would be subject to termination under § 67.217(a)(1). This instrument would be subject to termination because of the variance with the earlier instrument submitted by facsimile. The termination of filing and distribution of instruments procedures described in § 67.217 (b) and (c) would apply. The reason for treating this instrument as subject to termination is that the same transaction has been addressed by two different instruments with a variance between them. Therefore, the veracity of the facts of the transaction as reflected in the two instruments is in question. The instrument submitted as the duplicate instruments would be subject to the 90-day termination period in which the variance may be explained, thereby curing the defect and allowing for recording of the instrument. In this

instance, the recording date and time would relate back to the date and time that the "duplicate instruments" were filed subject to termination. A letter from the person who submitted the instrument by facsimile for filing explaining that the instrument submitted by facsimile has been superseded by the duplicate instruments would be sufficient.

Paragraph (a) of § 67.500 would be revised to clarify the Coast Guard's current practice to not perform any vessel documentation service which is subject to a fee until the required fee is paid. As is current practice, the person requesting the documentation service would submit the fee at the time the service is requested. As applied to the submission by facsimile of instruments for filing, the payment of the fee would accompany the submission of the duplicate instruments submitted in accordance with paragraph (b) of this section.

A new § 67.540 would be added to clearly state that a handling fee would be charged for processing an instrument submitted by facsimile for filing. This fee would not alter the current per page fee charged for filing and recording services, but would be an additional per page fee.

An appropriate entry in Table 67.550—FEES in § 67.550 would be added to reflect the amount of the fee added to address the handling fee. This additional fee is justified because of the additional time Coast Guard personnel would have to expend in processing the facsimile submission, and to cover the added expense of facsimile machines. For example, Coast Guard personnel would have to receive and sort the facsimile submission, review it to ensure that it met minimal filing requirements, assign a filing date and time, store the facsimile submission, retrieve it when the duplicate instruments were received, and compare the facsimile with the duplicate instruments. Based on the additional personnel handling required for an instrument submitted by facsimile for filing, and additional equipment costs, a fee of \$2.00 per page is proposed.

#### Regulatory Evaluation

This proposal is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has not been reviewed by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979). The

Coast Guard expects the economic impact of this proposal to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. The Coast Guard anticipates that optional filing by facsimile will be used only in a limited number of cases. For example, when additional financing is being negotiated; when an assignment or assumption of an existing mortgage is pending; when financing at favorable rates is time critical; or when a vessel owner desires to meet a specific sailing date and filing an instrument is critical to that date, are situations when filing by facsimile could be advantageous. Nevertheless, submission by facsimile is proposed as an optional method of presenting documents for filing. A party may always use regular mail or personal delivery if desired. Therefore, any additional costs to the public associated with this proposal would be due to an election to use the optional method.

In order to more fully anticipate the costs and benefits associated with this proposal, the Coast Guard specifically solicits information from the public concerning potential use of the option of filing by facsimile.

#### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. *et seq.*), the Coast Guard must consider whether this proposal, if adopted, will have a significant economic impact on a substantial number of small entities. "Small entities" may include (1) small businesses and not-for-profit organizations that are independently owned and operated and are not dominant in their fields and (2) governmental jurisdictions with populations of less than 50,000.

As explained earlier in this preamble, this proposal, if adopted, would merely add an optional method of submitting certain forms and instruments to the Coast Guard for filing. Since filing by facsimile would be optional, any additional costs borne by any users would be at their election. Current methods of submitting instruments for filing, at no increase in costs, would remain available. In addition, it is anticipated that the option of filing by facsimile would be used only in limited situations where time is of the essence. Therefore, the Coast Guard expects the impact of this proposal to be minimal.

Because it expects the impact of this proposal to be minimal, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposal, if adopted, will not have a significant economic impact on a substantial number of small entities.

#### Collection of Information

This proposal contains no collection-of-information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). This proposal merely describes an optional method of submitting instruments for filing and recording.

#### Federalism

The Coast Guard has analyzed this proposal under the principles and criteria contained in Executive Order 12612 and has determined that this proposal does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard considered the environmental impact of this proposal and concluded that under paragraph 2.B.2 of Commandant Instruction M16475.1B, this proposal is categorically excluded from further environmental documentation. This proposal has been determined to be categorically excluded because the changes proposed are administrative and procedural in nature, relate solely to the documentation of vessels, and clearly have no environmental impact. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under ADDRESSES.

#### List of Subjects in 46 CFR Part 67

Fees, Incorporation by reference, Vessels.

For the reasons set out in the preamble, the Coast Guard proposes to amend 46 CFR part 67 as follows:

#### PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

**Authority:** 14 U.S.C. 664; 31 U.S.C. 9701; 42 U.S.C. 9118; 46 U.S.C. 2103, 2107, 2110; 46 U.S.C. app. 841a, 876; 49 CFR 1.46.

2. Section 67.219 is added to read as follows:

#### § 67.219 Optional filing of instruments by facsimile.

(a) Any instrument identified as eligible for filing and recording under § 67.200 may be submitted by facsimile for filing to the National Vessel Documentation Command at [telephone number to be inserted in final rule]. If the instrument submitted by facsimile for filing pertains to a vessel that is not a currently documented vessel, a properly completed Application for Initial Issue, Exchange, or Replacement Certificate of Documentation; or Redocumentation (form CG-1258) or an

application for deletion from documentation must already be on file with the National Vessel Documentation Command or must be submitted by facsimile with the instrument being submitted by facsimile for filing.

(b) Within 10 days of submitting an instrument by facsimile for filing, the person submitting the instrument by facsimile must submit the instrument in duplicate to the National Vessel Documentation Command, [address to be inserted in final rule]; at least one copy must bear original signatures. If not already on file, the original of any application required by paragraph (a) of this section must also be submitted with the original instrument to the National Vessel Documentation Command.

(c) Upon receipt of the instrument in duplicate in accordance with paragraph (b) of this section, the date and time of recording of the instrument is the date and time the instrument submitted by facsimile was filed.

(d) All instruments submitted by facsimile for filing must be clearly legible, submitted from 8½-inch by 11-inch paper in not less than 10-point type size, and accompanied by a cover sheet.

(e) The facsimile cover sheet required by paragraph (d) of this section should indicate the name, address, telephone

number and facsimile telephone number of the person submitting the instrument by facsimile, and the number of pages submitted by facsimile.

(f) The filing of any instrument submitted by facsimile is terminated and the instrument will be returned to the submitter if:

(1) The instrument is subject to termination for any cause under § 67.217(a);

(2) The instrument required to be submitted in duplicate in accordance with paragraph (b) of this section is not received within the 10-day period; or

(3) There is any variance between the instrument submitted by facsimile for filing and the instrument submitted in duplicate in accordance with paragraph (b) of this section.

(g) When the filing of an instrument submitted by facsimile is terminated for a variance in accordance with paragraph (f)(3) of this section, the instrument submitted in duplicate in accordance with paragraph (b) of this section will be deemed to be an original filing under this subpart subject to termination under § 67.217(a)(1). The instrument submitted in duplicate will be deemed not in substantial compliance with the applicable regulations in this part because of the variance between it and the instrument submitted by facsimile.

The procedures for termination of filing and disposition of instruments described in paragraphs (b) and (c) of § 67.217 will apply.

3. In § 67.500, paragraph (a) is revised to read as follows:

#### § 67.500 Applicability.

(a) This subpart specifies documentation services provided for vessels for which fees are applicable. No documentation service for which a fee is applicable will be performed until the appropriate fee has been paid. Fees are contained in Table 67.550.

\* \* \* \* \*

4. Section 67.540 is added to read as follows:

#### § 67.540 Facsimile handling fee.

A handling fee is charged for processing an instrument submitted by facsimile for filing in accordance with subpart O of this part.

5. In § 67.550, Table 67.550 is amended by adding "Facsimile submission handling" as an entry following the entry "Notice of claim of lien and related instruments" under the category "Filing and recording:" to read as follows:

#### § 67.550 Fee table.

\* \* \* \* \*

TABLE 67.550.—FEES

Activity	Reference	Fee
* * * * *	* * * * *	* * * * *
Facsimile submission handling .....	Subpart O .....	12.00
* * * * *	* * * * *	* * * * *

<sup>1</sup> Per page.

\* \* \* \* \*  
Dated: February 28, 1995.

**N.W. Lemley,**

*Acting Chief, Office of Marine Safety, Security and Environmental Protection.*

[FR Doc. 95-5387 Filed 3-3-95; 8:45 am]

BILLING CODE 4910-14-M

### National Highway Traffic Safety Administration

#### 49 CFR Part 571

[Docket No. 95-009, Notice 01]

### Federal Motor Vehicle Safety Standards; Child Restraint Systems

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), DOT.

**ACTION:** Notice of public meeting; request for comments.

**SUMMARY:** This notice announces that NHTSA will be holding a public meeting regarding the misuse of child restraint systems (safety seats). NHTSA seeks comments on actions that the agency, industry and public can do to improve the proper installation and use of child safety seats.

**DATES:** *Public meeting:* A public meeting to hear views and comments will be held in Indianapolis, Indiana on April 2, 1995, from 1 p.m. to 4 p.m.

Those wishing to make oral presentations at the meeting should contact Dr. George Mouchahoir, at the address or telephone number listed below by March 24, 1995.

*Written comments:* Written comments may be submitted to the agency and must be received by April 2, 1995.

**ADDRESSES:** *Public meeting:* The public meeting will be held at the following location: The Hyatt Regency Indianapolis, One South Capitol Avenue, Indianapolis, Indiana 46204, Telephone: (317) 632-1234/(800) 233-1234 Toll Free Reservations.

*Written comments:* All written comments must refer to the docket and notice number of this notice and be submitted (preferable 10 copies) to the Docket Section, National Highway Traffic Safety Administration (NHTSA), Room 5109, 400 Seventh St., S.W., Washington, DC 20590. Docket hours are from 9:30 a.m. to 4:00 p.m. Monday through Friday.